

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Frank WINKENS et al.

Serial No: 10/577,280 Art Unit: 2856

Filing Date: 25. April 2006

Title: CAPACITANCE SENSOR FOR DETECTING THE FILL LEVEL OF A
MEDIUM IN A CONTAINER

Examiner: Mark A. Shabman

December 5, 2008

Attorney's Docket No: MSA266SD

SUPPLEMENTAL DECLARATION

FRANK WINKENS and WOLFGANG FRANK, whose application for Letters Patent for an improvement in CAPACITANCE SENSOR FOR DETECTING THE FILL LEVEL OF A MEDIUM IN A CONTAINER, Serial No. 10/577,280 was filed in the United States Patent and Trademark Office on April 25, 2006 declares that the subject matter of the Preliminary Amendment dated April 17, 2006, and Amendment dated July 3, 2008, as part of his invention, was invented before he filed his original application, above identified, for such invention; that he does not believe that the same was ever known or used in the United States before his invention, thereof, or patented or described in any printed publication in any country before his invention thereof, or more than one year before his application, or in public use or on sale in the United States more than one year before the date of his application, that said invention has not been patented or made the subject of an inventor's certificate issued in any foreign country before the date of his application on an application filed by him or his legal representatives or assigns more than twelve months prior to his application in the United States and has not been abandoned.

The undersigned petitioner declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 01/14/09 Frank Winkens
Frank Winkens

Date: 01/14/09 Wolfgang Frank
Wolfgang Frank

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